IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In repatent application of:	·)	Before the Examiner
Lukas Eisermann et al.)	Eduardo C. Robert
CON of Serial No. 10/042,589)	Group Art Unit 3738
(Filed January 9, 2002))	Ref. No. 4002-3359 /
Filed July 16, 2003	·)	PC635.02
INTERVERTEBRAL PROSTHETIC JOINT))	July 16, 2003

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. § 1.56, Applicants wish to bring to the attention of the Examiner the items of information listed on the enclosed Information Disclosure Citation form. Copies of the items listed in this IDS form are not being provided herewith pursuant to 37 C.F.R. §1.98(d) since they were previously cited by the Examiner or submitted and considered in prior **Patent Application Serial No. 10/042,589** filed on January 9, 2002, which is being relied upon for an earlier effective filing date under 35 USC §120.

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Information Disclosure Statement INTERVERTEBRAL PROSTHETIC JOINT Filed July 16, 2003 Inventors: Lukas Eisermann et al. Page 1 of 2 The filing of this Information Disclosure Statement (IDS) shall not be construed as an admission that the information cited is or is considered to be prior art or material to patentability as defined in § 1.56(b).

This Statement is being submitted under 37 CFR 1.97(b) before the occurrence of one or more of the following: (a) receipt of a First Office Action on the merits, (b) passage of three (3) months from the application filing date, or passage of three (3) months from the date entry of the national stage. Accordingly, it is believed that no fee is due. However, should any fee be required, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted.

Bv

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Complete if Known			
		Application Number	New		
		Filing Date	July 16, 2003		
		First Named Inventor	Lukas Eisermann		
				Group Art Unit	
(use as many sheets as necessary)		Examiner Name			
Sheet	1	of	2	Attornev Docket Number	4002-3359/PC635.02

	U.S. PATENT DOCUMENTS						
Examiner initials*	Cite No.1	Document Number Number-Kind Code ² (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear		
		4,759,766	07/26/1988	Buettner-Janz et al.			
*		5,258,031	11/02/1993	Salib et al.			
		5,314,477	05/11/1994	Marnay			
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Examin	er Cite		Publication Date	Name of Patentee or Application of Cited	Pages, Columns, Lines, Where Relevant Passages or Relevant	T.6
Initials	s* : No.¹	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY	Document	Figures Appear	
		WO 93/10725	06/10/1993	Bullivant		
		WO 01/64142 A1	09/07/2001	Cauthen		
		FR 2 718 635	04/15/1994	Caenen Olivier		
		·				

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Substitute for form 1449A/PTO		Complete if Known			
Substitute for form 1449A/FTO	Application Number	New			
INFORMATION DISCLOSURE	Filing Date	July 16, 2003			
STATEMENT BY APPLICANT	First Named Inventor	Lukas Eisermann			
	Group Art Unit				
(use as many sheets as necessary)	Examiner Name				
Sheet 2 of 2	Attornev Docket Number	4002-3359/PC635.02			

	U.S. PATENT DOCUMENTS						
		Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear			
		6,156,067	12/05/2000	Bryan et al.	. :		
		6,179,874	01/30/2001	Cauthen			
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Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	-6
No. 1 Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY	Document	Figures Appear		
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		Cité -	No. Country Code ² -Number ⁴ -Kind Code ⁵ (if known) MM-DD-YYYY	No. Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) Application of Cited Document Application of Cited Document	No. Country Code ³ -Number ⁴ -Kind Code ⁶ (if known) Publication Date MM-DD-YYYY Application of Cited Document Relevant Passages or Relevant Figures Appear

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